


UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
**CHARGE AGAINST LABOR ORGANIZATION  
OR ITS AGENTS**

DO NOT WRITE IN THIS SPACE	
Case <b>21-CB-310392</b>	Date Filed <b>1/17/2023</b>

**INSTRUCTIONS:** File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT			
a. Name Council 36 Staff Union		b. Union Representative to contact <b>(b) (6), (b) (7)(C)</b>	
c. Address (Street, city, state, and ZIP code) 3375 Slauson Ave, Vernon, CA 90058		d. Tel. No.	e. Cell No. <b>(b) (6), (b) (7)(C)</b>
		f. Fax No.	
		g. e-mail <b>(b) (6), (b) (7)(C)</b>	
h. The above-named labor organization has engaged in and is engaging in unfair labor practices within the meaning of section 8(b) and (list subsections) (1)(A) and (2) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.			
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices) Since about the last six months, the AFSCME District Council 36 Staff Union has restrained and coerced employees in the exercise of rights protected by Section 7 of the Act by refusing to timely process a grievance and by refusing to timely arbitrate the grievance of <b>(b) (6), (b) (7)(C)</b> regarding <sup>(b)(6)</sup> discharge from employment for arbitrary or discriminatory reasons and/or in bad faith. Since about the last six months, the above-named labor organization has attempted to cause and has caused and/or failed to prevent and/or appeal the discharge of <b>(b) (6), (b) (7)(C)</b> by AFSCME District Council 36 for reasons other than the failure to tender uniformly required initiation fees and periodic dues.			
3. Name of Employer AFSCME District Council 36		4a. Tel. No. 213-487-9887	b. Cell No. 301-787-9430
		c. Fax No. 213-487-9822	
		d. e-mail wblair@afscme.org	
5. Location of plant involved (street, city, state and ZIP code) 3375 Slauson Ave, Vernon, CA 90058		6. Employer representative to contact Walter Blair	
7. Type of establishment (factory, mine, wholesaler, etc.) Labor Union	8. Identify principal product or service Representation of workers		9. Number of workers employed 22
10. Full name of party filing charge Phillips & Rickards on behalf of <b>(b) (6), (b) (7)(C)</b>			
11. Address of party filing charge (street, city, state and ZIP code) 33173 Mulholland Hwy, Malibu, CA 90265		11a. Tel. No.	b. Cell No. <b>(b) (6), (b) (7)(C)</b>
		c. Fax No.	
		d. e-mail <b>(b) (6), (b) (7)(C)</b>	
12. DECLARATION I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.  (signature of representative or person making charge) 33173 Mulholland Hwy, Malibu, CA 90265 Address _____			Tel. No. 310-697-6964 Cell No. Fax No. e-mail wphillipsesq@gmail.com
Wendell Phillips Esq (Print/type name and title or office, if any) Date 1/15/2023			

**WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)  
PRIVACY ACT STATEMENT**

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information may cause the NLRB to decline to invoke its processes.

UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE

Case

21-CA-310396

Date Filed

1-17-2023

## INSTRUCTIONS:

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

## 1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer AFSCME International		b. Tel. No. Tel: 202-429-1000
		c. Cell No.
		f. Fax No. 202-429-1293
d. Address (Street, city, state, and ZIP code) 1625 L Street, N.W. Washington, DC 20036-5687	e. Employer Representative (b) (6), (b) (7)(C)	g. e-mail (b) (6), (b) (7)(C)@afscme.org
		h. Number of workers employed
i. Type of Establishment (factory, mine, wholesaler, etc.) Labor Union	j. Identify principal product or service Representation of workers	

The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) (2), and (3) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

## 2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

Since on or about the last six months, AFSCME INTERNATIONAL has assumed the role of the employer and has interfered with, restrained and coerced AFSCME District Council 36 employees in the exercise of rights protected by Section 7 of the Act by terminating an employee in retaliation for and/or in order to discourage protected concerted activities and/or union activities. Since about the last six months, while acting as the employer, AFSCME INTERNATIONAL has dominated the AFSCME District Council 36 Staff Union by participating in the affairs and/or meetings of AFSCME District Council 36 Staff Union and by interfering with AFSCME District Council 36 Staff Union's decision on whether or not to timely arbitrate a grievance on behalf of its member, (b) (6), (b) (7)(C).

## 3. Full name of party filing charge (if labor organization, give full name, including local name and number)

Phillips &amp; Rickards on behalf of (b) (6), (b) (7)(C)

## 4a. Address (Street and number, city, state, and ZIP code)

33173 Mulholland Hwy, Malibu, CA 90265

## 4b. Tel. No.

## 4c. Cell No.

(b) (6), (b) (7)(C)

## 4d. Fax No.

## 4e. e-mail

(b) (6), (b) (7)(C)

## 5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization)

## 6. DECLARATION

I declare that I have read the above charge and that the statements  
are true to the best of my knowledge and belief.



Wendell Phillips Esq.

(signature of representative or person making charge)

(Print/type name and title or office, if any)

33173 Mulholland Hwy, Malibu, CA

Address 90265

Date 1/15/2023

## Tel. No.

310-697-6964

## Office, if any, Cell No.

## Fax No.

## e-mail

wphillipsesq@gmail.com

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PRIVACY ACT STATEMENT

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